UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

Robertson, Anschutz, Schneid, Crane & Partners, PLLC Authorized Agent for Secured Creditor 130 Clinton Road, Lobby B, Suite 202

Fairfield, NJ 07004 Telephone: 973-575-0707

Kimberly A. Wilson, Esquire (031441997)

In Re:

Gordon W Williams,

aka Gordon Wesley Williams,

dba G & O Trucking Limited Liability Co.,

Debtor.

Octavia C Williams,

Joint Debtor.

Order Filed on January 3, 2024 by Clerk U.S. Bankruptcy Court District of New Jersey

Case No.: 19-24629-JKS

Chapter: 13

Hearing Date: December 14, 2023

Judge: John K. Sherwood

#### ORDER RESOLVING SECURED CREDITOR'S CERTIFICATION OF DEFAULT

The relief set forth on the following pages, numbered two (2) through four (4), is hereby ORDERED.

DATED: January 3, 2024

Honorable John K. Sherwood United States Bankruptcy Court

### Page 2

Secured Creditor: Nationstar Mortgage LLC

Secured Creditor's Counsel: Robertson, Anschutz, Schneid, Crane & Partners, PLLC

Debtors' Counsel: David G. Beslow

Property Involved ("Collateral"): 46 TEMPLE PL, IRVINGTON New Jersey 07111

For good cause shown, it is **ORDERED** that Secured Creditor's Certification(s) is (are) resolved, subject to the following conditions:

- 1. Status of post-petition arrearages:
  - The Debtor is overdue for  $\underline{1}$  payment for  $\underline{December 1, 2023}$  at \$1,160.94 per month.

Funds Held In Suspense \$1,153.60.

Total Arrearages Due \$7.34

- 2. Debtor must cure all post-petition arrearages, as follows:
  - Immediate payment shall be made in the amount of \$7.34. Payment shall be made within 10 days of entry of this Order.
  - Debtor shall resume making regular monthly payments in the amount of \$1,160.94 on January 1, 2024.
- 3. Payments to the Secured Creditor shall be made to the following address(es):

■ Regular monthly payment: <u>Nationstar Mortgage LLC</u>

Bankruptcy Department
PO Box 619094
Dallas TX 75261-9741

■ Monthly cure payment: <u>Nationstar Mortgage LLC</u>

**Bankruptcy Department** 

PO Box 619094

Dallas TX 75261-9741

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- 4. In the event of Default:
- Should the Debtor(s) fail to make any of the above captioned payments, or if any regular monthly mortgage payment should become more than thirty (30) days late or if Debtor(s) fails to comply with any terms of this Agreed Order, counsel shall file a Certification of Default with the Court. A copy of the Certification shall be sent to the Chapter 13 Trustee, the Debtors, and Debtors' attorney and the court shall enter an Order granting relief from the Automatic Stay. Debtor shall pay \$200.00 for each notice of default issued by Secured Creditor as a result of the Debtor's failure to comply with this Consent Order.
- In the event the Debtor(s) convert(s) to a Chapter 7 during the pendency of this bankruptcy case, the Debtor(s) shall cure all arrears within ten (10) days from the date of conversion in order to bring the loan contractually current. Should the Debtors fail to bring the loan contractually current, counsel shall file a Certification of Default with the Court, a copy of the Certification shall be sent to the Chapter 13 Trustee, Chapter 7 Trustee, the Debtors, and Debtors' attorney and the court shall enter an Order granting relief from the Automatic Stay. Debtor shall pay \$200.00 for each notice of default issued by Secured Creditor as a result of the Debtor's failure to comply with this Agreed Order.
- This Agreed Order survives any loan modification agreed to and executed during the instant bankruptcy. If any regular mortgage payment due after the execution of a loan modification is more than thirty (30) days late, counsel shall file a Certification of Default with the Court a copy of the Certification shall be sent to the Chapter 13 Trustee, the Debtors, and Debtors' attorney and the court shall enter an Order granting relief from the Automatic Stay. Debtor shall pay \$200.00 for each notice of default issued by Secured Creditor as a result of the Debtor's failure to comply with this Agreed Order.
- In the event Debtor's case is Dismissed at any time during these proceedings, the Automatic Stay shall not exist provided no further Order of the Court is entered Reinstating the Stay. Any Consent Order or Agreed Order entered by the Court is binding only during the pendency of this bankruptcy case. If, at any time, the stay is terminated by Dismissal with respect to the Property, this Consent Order/Agreed Order ceases to be binding and Movant may proceed to enforce its remedies under applicable non-bankruptcy law against the Property and/or against the Debtor.
- In the event Debtor's case is Discharged, the Automatic Stay expires by Operation of Law and Movant may proceed to enforce its remedies under applicable non-bankruptcy law against the Property and/or against the Debtor.
- 5. Award of Attorneys' Fees:
  - The Applicant is awarded attorney fees of \$200.00 and costs of \$0.00.

The fees and costs are payable:

■ Through the Chapter 13 plan.

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 $\hfill\Box$  To the Secured Creditor within  $\underline{10}$  days.

 $\hfill\Box Attorneys'$  fees are not awarded.

# Case 19-24629-JKS Doc 96 Filed 01/05/24 Entered 01/06/24 00:17:20 Desc Imaged Certificate of Notice Page 5 of 6

United States Bankruptcy Court
District of New Jersey

In re: Case No. 19-24629-JKS

Gordon W Williams Chapter 13

Octavia C Williams

Debtors

## CERTIFICATE OF NOTICE

District/off: 0312-2 User: admin Page 1 of 2
Date Rcvd: Jan 03, 2024 Form ID: pdf903 Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol Definition

Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 05, 2024:

Recipi ID Recipient Name and Address

db/jdb + Gordon W Williams, Octavia C Williams, 46 Temple Place, Irvington, NJ 07111-2911

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

### NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 05, 2024 Signature: /s/Gustava Winters

# CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 3, 2024 at the address(es) listed below:

Name Email Address

David G. Beslow

on behalf of Debtor Gordon W Williams yrodriguez@goldmanlaw.org

yrodriguez.knight29@gmail.com;ecf-control@goldman-beslow.com;beslow.davidr64764@notify.bestcase.com;cfinnerty@goldm

 $an law. org; r 64764 @\,notify. best case. com; Goldman Beslow LLC @\,jubileebk.net$ 

David G. Beslow

on behalf of Joint Debtor Octavia C Williams yrodriguez@goldmanlaw.org

yrodriguez.knight29@gmail.com;ecf-control@goldman-beslow.com;beslow.davidr64764@notify.bestcase.com;cfinnerty@goldm

an law. org; r64764 @ notify. best case. com; Goldman Beslow LLC @ jubile ebk. net to the control of the cont

Denise E. Carlon

on behalf of Creditor Nationstar Mortgage LLC dcarlon@kmllawgroup.com bkgroup@kmllawgroup.com

Kimberly A. Wilson

on behalf of Creditor Nationstar Mortgage LLC kimwilson@raslg.com

Doc 96 Filed 01/05/24 Entered 01/06/24 00:17:20 Desc Imaged Case 19-24629-JKS Certificate of Notice Page 6 of 6

District/off: 0312-2 User: admin Page 2 of 2 Date Rcvd: Jan 03, 2024 Form ID: pdf903 Total Noticed: 1

Marie-Ann Greenberg

magecf@magtrustee.com

Mark Goldman

on behalf of Joint Debtor Octavia C Williams yrodriguez@goldmanlaw.org yrodriguez.knight29@gmail.com;ecf-control@goldman-beslow.com;r64764@notify.bestcase.com;cfinnerty@goldmanlaw.org;Go

ldmanBeslowLLC@jubileebk.net

Mark Goldman

on behalf of Debtor Gordon W Williams yrodriguez@goldmanlaw.org

yrodriguez.knight29@gmail.com;ecf-control@goldman-beslow.com;r64764@notify.bestcase.com;cfinnerty@goldmanlaw.org;Go

ldmanBeslowLLC@jubileebk.net

Shauna M Deluca

on behalf of Creditor Nationstar Mortgage LLC sdeluca@hasbanilight.com hllawpc@gmail.com

Shauna M Deluca

on behalf of Creditor Nationstar Mortgage LLC dba Mr. Cooper sdeluca@hasbanilight.com hllawpc@gmail.com

Sindi Mncina

on behalf of Creditor Nationstar Mortgage LLC dba Mr. Cooper smncina@raslg.com

Sindi Mncina

on behalf of Creditor Nationstar Mortgage LLC smncina@raslg.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 12